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Fax Date 11-13-00

PATENT  
CKIM 3.0-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :  
KIM :  
Application No. 09/615,437 : Group Art Unit: 1644  
Filed: July 13, 2000 : Examiner: P. HUYNH  
For: BEE VENOM TREATMENT : Date: November 13, 2000  
WITHOUT THE STING :  
X

# Elect

Assistant Commissioner for Patents  
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This communication is in response to the election/restriction requirement set forth in the Official Action dated October 13, 2000, the shortened statutory period for response being set to expire on November 13, 2000. In view of the below remarks, an action on the merits is respectfully requested.


The Examiner has restricted the present application to one of the inventions comprising Group I claims 1-10, 29 and 30, drawn to a pharmaceutical compound composed of bee venom, anesthetic and carrier, classified in class 424, subclass 539 and Group II claims 11-12 drawn to a method of administering bee venom to the patient, classified in class 514, subclass 12. Applicant hereby elects the Group II invention corresponding to claims 11-28 directed to the method of administering bee venom. Applicant reserves the right to file a divisional application with respect to non-elected Group I claims 1-10, 29 and 30.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

RENÉE M. ROBESON

Typed name of person signing certification



NOVEMBER 13, 2000

Signature

Date

To: USPTO

Attn: Phuong N. Huynh

Fax No. (703) 308-4315

No. of Pages: 3

Additionally, the Examiner has required that applicant select a single disclosed species for prosecution on the merits pursuant to 35 U.S.C. § 121. Accordingly, applicant selects treatment of a patient suffering from rheumatoid arthritis.

Applicant notes that an Information Disclosure Statement is also being submitted on this date under separate cover.

An action on the merits is now respectfully awaited. If, for any reason, the Examiner is of the opinion that the foregoing action cannot be taken, he is invited to telephone the undersigned at (908) 654-5000 or (908) 518-6364 to overcome any additional objections he may have.

In the event that any fee is due in connection with the response, the Examiner is hereby authorized to charge to our Deposit Account No. 12-1095 therefor.

Respectfully submitted,

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP



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FROM/ATTORNEY: RENEE M. ROBESON

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PAGES, INCLUDING COVERSHEET: 3

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TO EXAMINER: PHUONG N. HUYNH

ART UNIT: 1644, GROUP 1640, TECHNOLOGY CENTER 1600

SERIAL NUMBER: 09/615,437

FAX/TELECOPIER NUMBER: (703) 308-4315

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